

MINUTES – NOVEMBER 9, 1999

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 9th day of November, 1999, the Commissioners' Court convened the regular Voting Session at 9:12 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 12: 09 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD), convened the NWTCRD #3 Voting Session at 1:37 PM and adjourned at 1:38 PM.

The Commissioners' Court reconvened the Voting Session at 1:38 PM.

The Commissioners' Court recessed the Voting Session at 3:32 PM.

The Commissioners' Court reconvened the Voting Session at 3:37 PM.

The Commissioners' Court retired to Executive Session at 3:40 PM.

The Commissioners' Court reconvened the Voting Session at 4:40 PM.

The Commissioners' Court adjourned the Voting Session at 4:43 PM.

PUBLIC HEARINGS

- 1. PUBLIC HEARING TO APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT LOCATED NORTH OF OLD LOCKHART ROAD WHICH IS 2500 FEET WEST OF FM 1625 TO BE KNOWN AS “CECIL ROSETTA COURT” IN PRECINCT FOUR. (9:13 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to open the Public Hearing.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, Transportation and Natural Resources (TNR).

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to close the Public Hearing.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk’s Note: The Action Item for Item 1 is Item C12.

RESOLUTIONS & PROCLAMATIONS

- 2. APPROVE RESOLUTION RECOGNIZING NOVEMBER 11, 1999 AS VETERANS DAY IN TRAVIS COUNTY. (9:14 AM)

Members of the Court heard from: Bill McLemore, Veterans’ Services Officer, Veterans’ Services.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 2.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 3. PRESENT RECYCLING AWARDS TO EMPLOYEES AND A DEPARTMENT DOING AN EXEMPLARY JOB SUPPORTING AND PROMOTING THE COUNTY’S RECYCLING PROGRAM. (9:19 AM)

Members of the Court heard from: Charles Williams, Recycling Program, TNR.

Discussion Only.

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Private Citizen; Richard Halpin, American Institute of Learning; Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans’ Services (TCHHS&VS); Susan Spataro, Travis County Auditor; Linda Moore Smith, Director, Human Resources Management Department (HRMD); and Margo Frasier, Travis County Sheriff. (9:25 AM)

CONSENT ITEMS

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR.

- 4. Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C12, and Items 11, 12, 13, 15.A & B, 21, 24, 27, 28, 29, 30, 32, 33, and A.1. (9:47 AM)

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.** APPROVE COMMISSIONERS’ COURT MINUTES FOR VOTING SESSION OF OCTOBER 26, 1999.
- C4.** APPROVE CORRECTED MINUTES FOR VOTING SESSION OF OCTOBER 12, 1999 (SEE PAGE 12 OF MINUTES).
- C5.** APPROVE BOND FOR RESERVE DEPUTY FOR CONSTABLE FIVE FOR: PATRICK ROBERT SCOLES.
- C6.** APPOINT CAROL J. MOBLEY TO THE EMERGENCY SERVICE DISTRICT #8 (PEDERNALES) FOR A TWO-YEAR TERM, EXPIRING ON DECEMBER 31, 2001
- C7.** APPOINT JOHN H. SHINE TO THE EMERGENCY SERVICE DISTRICT #8 (PEDERNALES) FOR A TWO YEAR TERM, EXPIRING ON DECEMBER 31, 2001.
- C8.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: SCENIC ACRES - (SHORTFORM - NO FISCAL REQUIRED - 1 LOT - 4.30 ACRES - JOHNSON ROAD/SCENIC DRIVE - LCRA ON SITE WASTEWATER).
- C9.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: COMMONS FORD CANYON - (SHORTFORM - FISCAL POSTED WITH CITY OF AUSTIN AND TRAVIS COUNTY - 8 LOTS - 19.427 ACRES - LISA DRIVE/COMMONS FORD ROAD - ON SITE WASTEWATER).

CONSENT ITEMS CONTINUED

- C10.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: SARAH’S CREEK SECTION FIVE - (FISCAL POSTED AT CITY OF AUSTIN - 146 LOTS - 27.588 ACRES - SWEET CADDIE’S DRIVE - WASTEWATER SERVICE TO BE PROVIDED FOR BY CITY OF AUSTIN.

- C11.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RIVER PLACE SECTION 23 - (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 25 LOTS - 9.732 ACRES - RIVER PLACE BLVD. - WASTEWATER SERVICE TO BE PROVIDED FOR BY RIVER PLACE MUD).

- C12.** APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT LOCATED NORTH OF OLD LOCKHART ROAD WHICH IS 2500 FEET WEST OF FM 1625 TO BE KNOWN AS “CECIL ROSETTA COURT” IN PRECINCT FOUR.

Clerk’s Note: Item 12 is the Action Item for Item 1.

- 5.** RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING OUTDOOR BURNING BAN IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:47 AM)

No action necessary on Item 5.

ADMINISTRATIVE OPERATIONS ITEMS

- 6. A. CONSIDER FY 2000 PERFORMANCE BASED PAY (PBP) RULES, AND TAKE APPROPRIATE ACTION. (10:41 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, HRMD; Christian Smith, Executive Manager, Planning and Budget Office (PBO); Vicki Skinner, Director of Administration, Travis County District Attorney’s Office; Carol Joseph, Assistant Director, TNR; Dan Richards, Deputy Chief, Travis County Sheriff’s Office (TCSO).

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Option 1, but that element number 10 be pulled for discussion and action on another day (10 is the part that requires performance appraisals be submitted to HRMD with a PAF for the performance pay award), but substituted for that be the requirement that some evidence be submitted, if the last page of the performance evaluation shows the criteria that were considered and whatever point system was applied and the basic recommendation about the performance pay.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to add the wording request or require.

Acceptance of the Friendly Amendment was made by Judge Biscoe and seconded by Commissioner Gómez.

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner Todd Baxter	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 6 CONTINUED

B. PROVIDE DIRECTION ON ANTICIPATED COMPENSATION ISSUES THAT MAY RESULT FROM THE COURT’S DECISION TO ALLOW DEPARTMENTS TO INTERNALLY FUND SALARY INCREASES THAT RESULTED FROM THE INFORMATION TECHNOLOGY JOB FAMILY RESTRUCTURING PROJECT, AND TAKE APPROPRIATE ACTION. (11:26 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Christian Smith, Executive Manager, PBO; and Norman McRee, Lead Personnel Analyst, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 6.B.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner that Elected Officials need to sign off on the use of performance based pay before the County agrees that it is chunking money into this proposal.

Acceptance of the Friendly Amendment was made by Judge Biscoe and seconded by Commissioner Gómez.

Motion carried:	County Judge Samuel T. Biscoe	-	yes
	Precinct 1, Commissioner Ron Davis	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	present but not voting
	Precinct 3, Commissioner Todd Baxter	-	no
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

7. REVIEW AND APPROVE CHAPTER 30, VEHICLE AND EQUIPMENT SAFETY POLICY AND TAKE APPROPRIATE ACTION. (11:40 AM)

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD; Barbara Wilson, Assistant County Attorney; and Carol Guthrie, AFSCME Local 1624.

Motion by Judge Biscoe and seconded by Commissioner Gómez that, under the risk assessment table, all of the points apply to driving a County vehicle on County time, and that the second table be for off duty, and that the Court cut all these points in half.

Withdrawal of the previous Motion was made by Judge Biscoe.

Motion by Commissioner Sonleitner and seconded by Commissioner Gómez to approve the Vehicle Safety Policy; that we use the original Risk Management chart with language added that off-duty offenses are one half on-duty offenses in terms of points; to add that the effective date be January 1, 2000; that we add to this that there should be a report to the Court annually about the Vehicle Policy and it’s impact; and that we would encourage Elected Officials to adopt this or a similar policy encouraging safety related to the use of County vehicles.

A Clarification of the previous Motion was made by Commissioner Sonleitner that pre-employment uses the on-duty point system.

Motion carried:	County Judge Samuel T. Biscoe	-	yes
	Precinct 1, Commissioner Ron Davis	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Todd Baxter	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

8. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (9:50 AM)

- A. T.C.S.O. - SETTLE**
- B. MICHAEL RAPP - SETTLE**
- C. STANLEY BELL – DENY**
- D. ROBERT GAINER - DENY**

Clerk’s Note: Items 8.A, B, C, and D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD.

A Division of the Vote was requested by Commissioner Gómez on Item 8.

First Division of the Vote:

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve settlement of the liability claims as recommended on Items 8.A, C, and D.

- Motion carried:**
- County Judge Samuel T. Biscoe - yes
 - Precinct 1, Commissioner Ron Davis - yes
 - Precinct 2, Commissioner Karen Sonleitner - yes
 - Precinct 3, Commissioner Todd Baxter - yes
 - Precinct 4, Commissioner Margaret J. Gómez - yes

Second Division of the Vote:

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve settlement of the liability claims as recommended on Item 8.B.

- Motion carried:**
- County Judge Samuel T. Biscoe - yes
 - Precinct 1, Commissioner Ron Davis - yes
 - Precinct 2, Commissioner Karen Sonleitner - yes
 - Precinct 3, Commissioner Todd Baxter - yes
 - Precinct 4, Commissioner Margaret J. Gómez - no

9. APPROVE PERSONNEL AMENDMENTS. (9:58 AM)

Members of the Court heard from: Norman McRee, Lead Personnel Analyst, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the personnel amendments.

Motion carried: County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

PURCHASING DEPARTMENT ITEMS

10. CONSIDER REQUESTS TO WAIVE DEADLINE FOR SUBMISSION OF SOCIAL SERVICES PROPOSALS, AND TAKE APPROPRIATE ACTION. (9:59 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Stephen Williams, Executive Manager, TCHHS&VS; Bobbie Johnson, Director, The Phoenix House Council; Joan Burnham, Austin Project; Carlene Bennett, Ebenizer Childcare Center; Richard Halpin, American Institute of Learning; Herman Lessard, President, Austin Area Urban League; Chuck Herron, Austin Resource Center for Independent Living; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the Item to waive the deadline, and to authorize the inclusion of the proposals from these 6 agencies in evaluation process.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to give instructions to the Purchasing Agent to go from the City of Austin Purchasing Agent the appropriate documents from The Phoenix House.

Acceptance of the Friendly Amendment was made by Judge Biscoe and seconded by Commissioner Davis.

Motion carried: County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 11. APPROVE PURCHASE OF MODULAR SYSTEMS FURNITURE OFF STATE CONTRACT FROM SHELTON-KELLER GROUP FOR TNR. (9:47 AM)**

Item 11 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 12. APPROVE CONTRACT AWARD WITH DR. NORMA JEAN FARLEY FOR OUT-OF-COUNTY AUTOPSY SERVICES. (9:47 AM)**

Item 12 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 13. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. PS990019KW, COMPLIANCE CONSORTIUM CORPORATION, FOR PROFESSIONAL DRUG AND ALCOHOL TESTING SERVICES; CONTRACT APPROVED NOVEMBER 17, 1998. (9:47 AM)**

Item 13 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

PLANNING AND BUDGET DEPT. ITEMS

14. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (1:45 PM)

A. CONSIDER SHERIFF’S REQUEST TO CREATE TWO POSITIONS IN LAW ENFORCEMENT AND TAKE APPROPRIATE ACTION.

Clerk’s Note: Items 14 and 14.A are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Jessica Rio, Planning and Budget Analyst, PBO; Alan Miller, Planning and Budget Analyst, PBO; and Patty Eacret, Director of Fiscal and Personnel, TCSO.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 14 and 14.A.

Motion carried:	County Judge Samuel T. Biscoe	-	yes
	Precinct 1, Commissioner Ron Davis	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Todd Baxter	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

15. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:47 AM)

A. APPROVE RENEWAL OF GRANT CONTRACT FOR COMMUNITY SERVICES BLOCK GRANT AGREEMENT WITH CITY OF AUSTIN FOR HEALTH AND HUMAN SERVICES DEPARTMENT.

Item 15.A added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

B. APPROVE FY 2000 RENEWAL GRANT APPLICATION TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM (CEAP) FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (9:47 AM)

Item 15.B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

C. APPROVE CONTRACT AMENDMENT WITH TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM (CEAP) GRANT FOR FY 1999. (1:39 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 15.C.

Motion carried: County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

HEALTH AND HUMAN SERVICES ITEMS

- 16. APPROVE PROVIDER PARTICIPATION AGREEMENT FOR MEDICAID MANAGED CARE BETWEEN CITY OF AUSTIN, TRAVIS COUNTY AND SETON HEALTH PLAN, EFFECTIVE NOVEMBER 9, 1999 THROUGH AUGUST 31, 2000. (1:41 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS, and Glen Hudson, Director of Government Operations at Seton Health Plan.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the participation grant as listed as Item 16 on the agenda.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

JUSTICE AND PUBLIC SAFETY ITEMS

- 17. RECEIVE STATUS UPDATE ON COUNTY MAGISTRATION ISSUES AND TAKE APPROPRIATE ACTION. (1:50 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS).

Discussion Only.

- 18. DISCUSS AND APPROVE AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF AUSTIN FOR INSTALLATION AND MAINTENANCE OF RADIO COMMUNICATIONS COMPONENTS AND SYSTEMS. (1:51 PM)

Members of the Court heard from: Teresa Reel, Manager of Emergency and Wireless Communications, JPS; and Dinah Dinwiddie, Executive Manager, JPS.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 18.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 19. REVIEW FY 2000 EMERGENCY MEDICAL SERVICES INTERLOCAL AND TAKE APPROPRIATE ACTION. (1:58 PM)

Item 19 postponed until November 16, 1999.

- 20. RECEIVE STATUS REPORT ON COMMUNITY JUSTICE CENTER, AND TAKE APPROPRIATE ACTION. (1:59 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, JPS; and Van Jobe, JPS.

Discussion Only.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 21. APPROVE INTERLOCAL AGREEMENT WITH HAYS COUNTY FOR TRAVIS COUNTY TO MANAGE AND PROVIDE TECHNICAL ASSISTANCE IN THE ACQUISITION OF RIGHT-OF-WAY FOR STATE HIGHWAY 45. (9:47 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 22. AS PER CHAPTER 64, REGULATIONS FOR FLOOD PLAIN MANAGEMENT, APPROVE THE REVISED FLOOD INSURANCE RATE MAPS (95F, 100F, 135F, 170G, 175F, 215G, 260F, 265F, AND 305F) AND CORRESPONDING FLOOD INSURANCE STUDY AS OFFICIAL FLOOD INSURANCE RATE MAPS AND FLOOD INSURANCE STUDY FOR TRAVIS COUNTY BEGINNING JANUARY 1, 2000. (3:31 PM) (3:37 PM)

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 22.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 23. APPROVE COMPLETION OF CONSTRUCTION FOR BARTON CREEK SECTION E, PHASE 1 AND BARTON CREEK WEST PHASE 1, TWO PRIVATE STREET SUBDIVISIONS IN PRECINCT THREE. (9:50 AM)

Item 23 postponed until November 16, 1999.

- 24. APPROVE COMPLETION OF CONSTRUCTION FOR MADRONE RANCH, PRIVATE STREET SUBDIVISION IN PRECINCT THREE. (9:47 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 25. RECEIVE PRESENTATION ON COMMUTER RAIL STUDY, CONSIDER WHETHER TRAVIS COUNTY SHOULD SUPPORT THE COMMUTER RAIL DISTRICT, AND TAKE APPROPRIATE ACTION. (2:11 PM)

Members of the Court heard from: Richard Hamner, Legislative Director for State Senator Gonzalo Barrientos; Kelly Kirkland, Multimodal Planner, Texas Department of Transportation; Ross Malloy, President, Austin-San Antonio Corridor Council.

Discussion Only.

Item 25 to be reposted on November 16, 1999.

OTHER ITEMS

- 26. SCHEDULED AT 1:30 P.M. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (1:38 PM)**

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Discussion Only.

- 27. DISCUSS THE AUDIT COMMITTEE’S RECOMMENDATION FOR THE EXTENSION OF THE EXTERNAL AUDIT CONTRACT WITH DELOITTE & TOUCHE AND TAKE OTHER APPROPRIATE ACTION. (9:47 AM)**

Item 27 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 28. APPROVE PRINTING OF 500+ COPIES OF FLYER FOR 1999 BROWN SANTA PROGRAM AND APPROVE DISTRIBUTION WITH PAYROLL CHECK ON NOVEMBER 15, 1999. (9:47 AM)**

Item 28 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 29. APPROVE DONATION FROM RANDALLS TO BE USED TOWARD VOLUNTEERS WORKING IN THE JAIL. (9:47 AM)**

Item 29 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 30. APPROVE INCREASE OF CHANGE FUND IN THE TAX OFFICE FROM DECEMBER 1, 1999 THROUGH JANUARY 13, 2000. (9:47 AM)**

Item 30 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 31. APPROVE PROCESSING AGREEMENT WITH BANK ONE FOR CREDIT CARD TRANSACTIONS FOR DISTRICT CLERK’S OFFICE. (3:39 PM) (4:43 PM)**

Item 31 postponed until November 16, 1999.

- 32. APPROVE LICENSE AGREEMENT FOR USE OF TRAVIS COUNTY COURTHOUSE 7TH FLOOR JAIL ON NOVEMBER 12, 1999 TO U.T. STUDENT RICHARD UYSIUSENG FOR A FILM SHOOT. (9:47 AM)**

Item 32 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 33. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:47 AM)**

Item 33 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- A.1 APPROVE MODIFICATION NO. 7 TO CONTRACT NO. 98AE603-JG CASABELLA ARCHITECTS, ARCHITECTURAL ENGINEERING SERVICES FOR RENOVATIONS TO THE EXPOSITION CENTER. (9:47 AM)**

Item A.1 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 -Gov't Code Ann 551.071, Consultation with Attorney

Note 2 -Gov't Code Ann 551.072, Real Property

Note 3 - Gov't Code Ann 551.074, Personnel Matters

Note 4 - Gov't Code Ann 551.076, Security

34. A. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY’S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹ (3:40 PM) (4:41 PM)

B. RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹

Clerk’s Note: Items 34.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 34.A and B would be considered in Executive Session.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to instruct the County Attorney’s Office to prepare the necessary release documents related to B & B and Victoria Air, and that those be brought back to the Court next week, and, next week, Facilities Management and the Executive Manager of Administrative Operations bring the Court back a recommendation related to where that settlement should come from.

Motion carried:	County Judge Samuel T. Biscoe	-	yes
	Precinct 1, Commissioner Ron Davis	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Todd Baxter	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

35. DISCUSS HIRING OF OUTSIDE COUNSEL REGARDING DAMAGES DONE TO TRAVIS COUNTY ROADS CAUSED BY THE USE OF POLYBUTYLENE PIPE AND TAKE APPROPRIATE ACTION. ¹ (3:40 PM)

Item 35 postponed until November 23, 1999.

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN ROBERT DUDA V. ARMADILLO INDUSTRIES, INC., ET AL V. TRAVIS COUNTY (DUDA; FRASIER). ¹ (3:40 PM)

Item 36 pulled from the Agenda.

- 37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERTS, AND/OR TAKE APPROPRIATE ACTION IN JOE WAYNE CONWAY V. TRAVIS COUNTY, ET AL., CAUSE NO. A-96-CA-655-ADA (FRASIER; EXCESSIVE FORCE/CIVIL RIGHTS). ¹ (3:40 PM) (4:41 PM)

Judge Biscoe announced that Item 37 would be considered in Executive Session.

Clerk’s Note: Items 37 and 38 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 37 and 38.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to authorize the County Attorney to hire experts as appropriate in each of these, and they are Wayne Conway vs. Travis County and Patrick Knox vs. Coy Turner, et al.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERTS, AND/OR TAKE APPROPRIATE ACTION IN ERIC PATRICK KNOX V. COY TURNER, ET AL., CAUSE NO. A-98-CA-547-SHC (FRASIER; EXCESSIVE FORCE/CIVIL RIGHTS). ¹ (3:40 PM) (4:41 PM)

Judge Biscoe announced that Item 38 would be considered in Executive Session.

Clerk’s Note: Items 38 and 37 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 38 and 37. Please refer to Item 37 for a summary of the Court’s action on this Motion.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN RICK T. VAN EVERY V. LLOYD RENDON AND TRAVIS COUNTY, (VAN EVERY; TEXAS TORT CLAIMS ACT, AND PERSONAL INJURY). ¹ (3:40 PM) (4:41 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to reject the counter offer.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (4:43 PM)

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge